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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH**

THE SCO GROUP, INC.

Plaintiff/Counterclaim-Defendant,

v.

INTERNATIONAL BUSINESS
MACHINES CORPORATION,

Defendant/Counterclaim-Plaintiff.

**[PROPOSED] ORDER GRANTING EX
PARTE MOTION FOR LEAVE
TO FILE OVERLENGTH
MEMORANDUM**

Case No. 2:03CV0294DAK

Honorable Dale A. Kimball
Magistrate Judge Brooke C. Wells

This matter comes before the Court on the Ex Parte Motion of Plaintiff/Counterclaim-Defendant The SCO Group (“SCO”) for Leave to File Overlength Memorandum in Opposition

to Motion to Confine SCO's Claims to, and Strike Allegations in Excess of, the Final Disclosures ("Memorandum"). The Court, having considered the matter, hereby determines that good cause and exceptional circumstances exist and here ORDERS that SCO be granted leave to file its overlength Memorandum to consist 18 pages, exclusive of face sheet, table of contents and exhibits.

DATED: _____, 2006.

BY THE COURT:

Honorable Dale A. Kimball

CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of June, 2006, I caused to be served a true and correct copy of the foregoing [Proposed] **ORDER GRANTING PLAINTIFF'S EX PARTE MOTION FOR LEAVE TO FILE OVERLENGTH MEMORANDUM** by CM/ECF to the following:

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